

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

GARY DALE HINES,
Petitioner,
v.
RONALD DAVIS,
Respondent.

No. 2:98-cv-0784-TLN-EFB DP

ORDER

Plaintiff is a state death-row prisoner seeking a writ of habeas corpus under 28 U.S.C. § 2254. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On July 28, 2017, the magistrate judge filed findings and recommendations herein, which were served on all parties and which contained notice to all parties that any objections to the findings and recommendations were to be filed within fourteen days. (ECF No. 331.) Neither party has filed objections to the findings and recommendations.

The Court has reviewed the file and finds the findings and recommendations to be supported by the record and by the magistrate judge's analysis. Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed July 28, 2017, are adopted in full;
 2. Petitioner's motion to expand the record (ECF No. 264) is denied without prejudice;

1 3. Respondent will be directed to file a motion for summary judgment on all remaining
2 issues according to a briefing schedule set by the Court; and

3 4. The matter is referred back to the magistrate judge for further proceedings, including
4 setting a status conference or a briefing schedule on a motion for summary judgment.

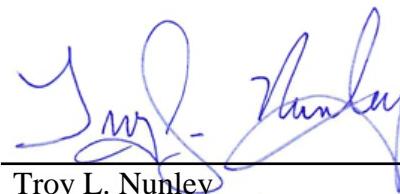
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6 Dated: February 20, 2018

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Troy L. Nunley
United States District Judge

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